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Serial No. 10/088,260

Art Unit: 1751

with the protein hydrolyzates would provide different materials having substantially different properties. The protein hydrolyzate containing carboxylic acid residues attached to the hydrolyzate through the hydrocarbon portion of the molecule would have carboxyl groups which would impart different properties from a condensation product in which the carboxylic acid moiety is reacted with the protein hydrolyzate and only the hydrocarbon portion of the fatty acid molecule was available.

In addition, as set forth in the present application, the protein and protein hydrolyzates useful in the practice of the present invention are not surfactants. Therefore, these materials are different and distinct from the surfactant proteins useful in the practice of Lang et al.

In addition, none of the examples in Lang et al. utilize as an additive a composition which could in any way be considered as a disintegrator. This is consistent with utilities stated for the pervulent SAS material coated with the anticaking agent. The examples utilized materials such as calcium or magnesium stearate, finely divided silica, a premix of magnesium oxide and magnesium silicate, hydrophobic silica and hydrophilic silica. Applicants submit that none of the materials which are considered a disintegrator are disclosed in the examples. Applicants submit that the materials which the Examiner may consider to be an disintegrator would only be useful in the pervulent Lang et al. composition if the composition were intended for use in a particular application where a disintegrator is useful. In the examples cited by the Examiner in regard to soap bars, bar soaps, toilet blocks and pervulent mixtures, a disintegrator

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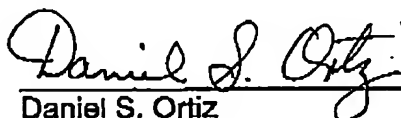
would not be useful or would completely destroy the utility of articles such as soap bars, bar soaps and toilet blocks.

Applicants respectfully submit that the Examiner's rejection is based on picking and choosing from a long list of various components utilizing Applicant's specification as a template. Applicants submit that this is hindsight reconstruction of Applicants' invention and not a proper grounds on which a *prima facie* case of obviousness can be made.

Applicants respectfully submit that if the Examiner has provided a *prima facie* case of obviousness of the present invention, the rejection was made by picking and choosing components based on hindsight reconstruction of Applicants' invention. Applicants submit that such hindsight reconstruction is not proper grounds for providing a rejection based on obviousness.

In view of the above discussion, Applicants respectfully submit that the application is in condition for allowance and favorable consideration is requested.

Respectfully submitted,



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